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RYAN FLYNN
Cabinet Secretary
BUTCH TONGATE
Deputy Secretary

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

October 8, 2014

Peter Maggiore
Assistant Manager, Env. Projects Office
Los Alamos Field Office, DOE
3747 West Jemez Rd, MS A316
Los Alamos, NM 87544

Jeffrey D. Mousseau
Associate Director, Environmental Programs
Los Alamos National Security, L.L.C.
P.O. Box 1663, MS M991
Los Alamos, NM 87545

**RE: DENIAL OF EXTENSION REQUEST
TO SUBMIT THE WORK PLAN FOR THE REPLACEMENT OF R-61
LOS ALAMOS NATIONAL LABORATORY
EPA ID#NM0890010515
HWB-LANL-14-044**

Dear Messrs. Maggiore and Mousseau:

The New Mexico Environment Department (NMED) is in receipt of the United States Department of Energy (DOE) and the Los Alamos National Security, L.L.C.'s (collectively, the Permittees) document entitled *Request for Extension to Submit the Work Plan for the Replacement of Regional Well R-61 (WP)* dated September 30, 2014 and referenced by ADESH-14-096. The Permittees request to change the submittal date from September 30, 2014 to September 30, 2015.

The Permittees are requesting an extension to submit the WP for R-61 "to gather additional data from the recommended actions to further assess Los Alamos National Laboratory's (the laboratory's) finding presented in the *Evaluation of Regional Well R-61*, submitted on June 23, 2014". The NMED is in the process of reviewing the document and will provide comments in its response to the submittal. NMED notes that the extension request was received on the date the WP was due for submittal.



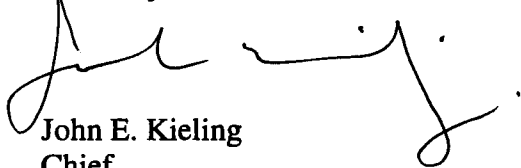
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NMED has granted extensions based on the Permittees' need to divert resources to remove transuranic waste in accordance with the Framework Agreement. Based on the Permittees' statement that they will not be able to meet the deadlines that they committed to in the Framework Agreement, the request to submit the WP by September 30, 2015 is hereby denied.

However, since NMED is in the process of completing its review of the *Evaluation of Regional Well R-61*, a new submittal date will be established in NMED's upcoming correspondence. Therefore, the Permittees are not held to the previously scheduled submittal date of September 30, 2014.

Should you have any questions, please contact Neelam Dhawan of my staff at (505) 476-6042.

Sincerely,



John E. Kieling
Chief
Hazardous Waste Bureau

cc: T. Blaine, NMED EHD
D. Cobrain, NMED HWB
N. Dhawan, NMED HWB
S. Yanicak, NMED DOE OB
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File: Reading and LANL 2014 – Denial Ext Rqst WP for R-61